

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE HERLEY INDUSTRIES INC.
SECURITIES LITIGATION

No. 06-CV-2596 (JRS)

**PLAINTIFFS' MEMORANDUM OF LAW IN OPPOSITION TO
DEFENDANTS' MOTION IN LIMINE NO. 1: TO PRECLUDE PLAINTIFF
FROM INTRODUCING EVIDENCE OF ARGUMENT OF HERLEY'S GUILTY
PLEA, OR THE FACTUAL PREDICATE THEREUNDER, AS THE SOLE BASIS
TO ESTABLISH SCIENTER AS TO HERLEY**

[Under Seal]

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